

R E M A R K S

In the Office Action, the Examiner required election to only one of the following Species and to only one of the following Subspecies: Species I, Figs. 4-6, 12 and 13; stopper structure; or Species II, Figs. 7 and 8; protective cap for medical syringes; or Species III, Figs. 10, 11 and 14; sealing element; and Subspecies 1, injection point is without offset outward; or Subspecies 2, injection point is offset outward.

Applicant hereby elects Species I, Figs. 4-6, 12 and 13 and Subspecies 1, injection point is without offset outward for prosecution in the present application and to which the claims shall be restricted if no generic claim is finally found to be allowable. The following claims read on the elected species: claims 32, 36-37, 40-42, 44, 50-55, 57-59, and claim 63. The remaining claims are withdrawn from prosecution unless a generic claim is finally found to be allowable and may be presented in a divisional application.

This election is believed to place this case in condition for continued examination, and the Examiner is respectfully requested to provide an action on the merits.

In the event there are any further issues outstanding, the Examiner is respectfully requested to telephone attorney for applicant at the below listed telephone number.

Respectfully submitted,


Albert Louis Victor Jozef Claessens

by: 

MARTIN A. FARBER
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Registered Representative
Registration No. 22,345

CERTIFICATE OF MAILING UNDER 37 CFR SECTION 1.8(a)

I hereby certify that the accompanying Election is being deposited with the United States Postal Service as first class mail in an envelope address to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on May 7, 2004.
Dated: May 7, 2004


MARTIN A. FARBER

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